

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

JAMIA MCCULLER

Plaintiff,

**DECLARATION IN SUPPORT OF
MOTION TO DISMISS**

Case No.: 21-cv-6763

-against-

THE CITY OF ROCHESTER, a municipal entity,
MICHAEL COLLINS, AMBER GROSCH, JUSTIN
WHITMORE, "JOHN DOE POLICE OFFICER 1-200"
(names and number of whom are unknown at present),
Defendants.

JOHN M. CAMPOLIETO, an attorney duly admitted to practice law before this Court, declares, pursuant to 28 U.S.C. §1746, the following:

1. I am a Municipal Attorney for the City of Rochester, admitted to practice law before this court, and represent the City of Rochester in this action.
2. I submit this Declaration in support of Defendant City of Rochester's Motion to Dismiss, pursuant TO FED. R. CIV. P. 12(b)(6).
3. The information set forth herein is based upon my personal knowledge, a review of the proceedings in this action, and a review of relevant case law.
4. Attached to this Declaration is Exhibit A, the Summons and Complaint initiating this action.

WHEREFORE, the Complaint should be dismissed in its entirety and with prejudice.

Dated: February 3, 2022

/s/ John M. Campolieto

BY: John M. Campolieto, Esq., *of Counsel*
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